

United States Patent Application

DECLARATION UNDER 37 C.F.R. § 1.63

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **LICENSE MANAGEMENT SYSTEM AND METHOD WITH MULTIPLE LICENSE SERVERS**

The specification of which

- a. ☒ is attached hereto.
 b. ☐ was filed on _____ as Application Serial No. _____, which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

- a. ☒ no such applications have been filed.
 b. ☐ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)
ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)
60/152,785	September 3, 1999

Attorney Docket No. 230074.0227

Please direct all correspondence in this case to Ted R. Rittmaster, Esq. at the address indicated below:

Ted R. Rittmaster, Esq.
Foley & Lardner
2029 Century Park East - Suite 3500
Los Angeles, CA 90067-3021

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name REDDING	First Given Name MARK	Second Given Name E.
0	Residence & Citizenship	City Newport Beach	State or Foreign Country California	Country of Citizenship United States of America
	Post Office Address	Post Office Address 1132 Baypointe Dr.	City Newport Beach	State & Zip Code/Country California 92660/U.S.A.
Signature of Inventor 201:			Date: 8/16/2000	
2	Full Name Of Inventor	Family Name BADIA	First Given Name LOGAN	Second Given Name A.
0	Residence & Citizenship	City Fullerton	State or Foreign Country California	Country of Citizenship United States of America
	Post Office Address	Post Office Address 3401 Puente St.	City Fullerton	State & Zip Code/Country California 92635/U.S.A.
Signature of Inventor 202:			Date: August 14, 2000	
2	Full Name Of Inventor	Family Name HANDA	First Given Name SANDEEP	Second Given Name NMI
0	Residence & Citizenship	City New Delhi	State or Foreign Country India	Country of Citizenship India
3	Post Office Address	Post Office Address 26, Aroha Kunj, Sector-13, Rohini	City New Delhi	State & Zip Code/Country India
Signature of Inventor 203:			Date:	
2	Full Name Of Inventor	Family Name SHARMA	First Given Name HEMANT	Second Given Name NMI
0	Residence & Citizenship	City Lake Forest	State or Foreign Country California	Country of Citizenship India
4	Post Office Address	Post Office Address 26571 Normandale Drive	City Lake Forest	State & Zip Code/Country California 92630/U.S.A.
Signature of Inventor 204:			Date: August 14, 2000	

Attorney Docket No. 230074.0227

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2	Full Name Of Inventor	Family Name CHOPRA	First Given Name SANJAY	Second Given Name NMI
0	Residence & Citizenship	City New Delhi	State or Foreign Country India	Country of Citizenship India
5	Post Office Address	Post Office Address C/o Viman Software India Pvt. Ltd., GF, STP, NSIC Complex, NSIC Bhawan, Okhla Industrial Estate	City New Delhi	State & Zip Code/Country India
Signature of Inventor 205:			Date:	
2	Full Name Of Inventor	Family Name DUVVOORI	First Given Name VIKRAM	Second Given Name NMI
0	Residence & Citizenship	City Salinas	State or Foreign Country California	Country of Citizenship India
6	Post Office Address	Post Office Address 17561 Vierra Cyn Rd # 140	City Salinas	State & Zip Code/Country California 93907/U.S.A.
Signature of Inventor 206: <i>Vikram Duvvuri</i>			Date: <i>Aug 14, 2000</i>	
2	Full Name Of Inventor	Family Name RAMAMOORTHY	First Given Name SHANKAR	Second Given Name NMI
0	Residence & Citizenship	City Santa Cruz	State or Foreign Country California	Country of Citizenship India
7	Post Office Address	Post Office Address 902 Hanover Street	City Santa Cruz	State & Zip Code/Country California 95062 U.S.A.
Signature of Inventor 207: <i>Shankar Ramamoorthy</i>			Date: <i>Aug 14, 2000</i>	
2	Full Name Of Inventor	Family Name TRIPATHY	First Given Name AJAY	Second Given Name NMI
0	Residence & Citizenship	City New Delhi	State or Foreign Country India	Country of Citizenship India
8	Post Office Address	Post Office Address 61-C, Pocket A11, DDA FLATS, Kalkaji Ext.	City New Delhi	State & Zip Code/Country India
Signature of Inventor 208:			Date:	

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§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;
- or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

- (i) Opposing an argument of unpatentability relied on by the Office, or
- (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application:
 - (2) Each attorney or agent who prepares or prosecutes the application; and
 - (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

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United States Patent Application

DECLARATION UNDER 37 C.F.R. § 1.63

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I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **LICENSE MANAGEMENT SYSTEM AND METHOD WITH MULTIPLE LICENSE SERVERS**

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I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)
60/152,785	September 3, 1999

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Attorney Docket No. 230074.0227

Please direct all correspondence in this case to Ted R. Rittmaster, Esq. at the address indicated below:

Ted R. Rittmaster, Esq.
Foley & Lardner
2029 Century Park East - Suite 3500
Los Angeles, CA 90067-3021

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
		REDDING	MARK	E.
0	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Newport Beach	California	United States of America
1	Post Office Address	Post Office Address	City	State & Zip Code/Country
		1132 Baypointe Dr.	Newport Beach	California 92660/U.S.A.
Signature of Inventor 201:			Date:	
2	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
		BADIA	LOGAN	A.
0	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Fullerton	California	United States of America
2	Post Office Address	Post Office Address	City	State & Zip Code/Country
		3401 Puente St.	Fullerton	California 92835/U.S.A.
Signature of Inventor 202:			Date:	
2	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
		HANDA	SANDEEP	NMI
0	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		New Delhi	India	India
3	Post Office Address	Post Office Address	City	State & Zip Code/Country
		26, Aroha Kunj, Sector-13, Rohini	New Delhi	India
Signature of Inventor 203:			Date:	
Sandeep Handa			08/22/2000	
2	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
		SHARMA	HEMANT	NMI
0	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Lake Forest	California	India
4	Post Office Address	Post Office Address	City	State & Zip Code/Country
		26571 Normandie Drive	Lake Forest	California 92630/U.S.A.
Signature of Inventor 204:			Date:	

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Attorney Docket No. 230074.0227

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0	Residence & Citizenship	City New Delhi	State or Foreign Country India	Country of Citizenship India
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Signature of Inventor 205:			Date: 08/22/2000	
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8	Post Office Address	Post Office Address G1-C, Pocket A11, DDA FLATS, Kirti Ji Est.	City New Delhi	State & Zip Code/Country India
Signature of Inventor 208:			Date: 08/22/2000	

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or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

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(ii) Asserting an argument of patentability.

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(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application:

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Mark Redding et al.	Examiner:	Unassigned
Serial No.:	Unassigned	Group Art Unit:	Unassigned
Filed:	Concurrently herewith	Docket No.:	230074.0227
Title:	LICENSE MANAGEMENT SYSTEM AND METHOD WITH MULTIPLE LICENSE SERVERS		

**POWER OF ATTORNEY BY ASSIGNEE
AND EXCLUSION OF INVENTOR UNDER RULE 37 CFR § 3.71**

The undersigned, Walter Straub, is a representative authorized to sign on behalf of the assignee of the entire interest in the above-identified subject application, RAINBOW TECHNOLOGIES, INC., and hereby appoints:

To:	Foley & Lardner	David A. Blumenthal	Reg. No. 26,257
		Ted R. Rittmaster	Reg. No. 32,933
		Ronald Coslick	Reg. No. 36,489
		Glenn M. Kubota	Reg. No. 44,197

all of the firm of Foley & Lardner, as its attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventor and his attorney in accordance with the provisions of Rule 32 of the Patent Office Rules of Practice.

RAINBOW TECHNOLOGIES, INC., per 37 C.F.R. § 3.73(b), certifies that the evidentiary documents with respect to its ownership have been reviewed and that to the best of the undersigned's knowledge and belief, title is in the assignee seeking this action.

RAINBOW TECHNOLOGIES, INC., declares that 100% ownership is established by the assignment filed for recordation herewith, a copy of which is attached.

Please direct all telephone calls to 310-277-2223 and all correspondence relative to said application to the following address:

Ted R. Rittmaster
FOLEY & LARDNER
Suite 3500
2029 Century Park East
Los Angeles, CA 90067-3021

ASSIGNEE: **RAINBOW TECHNOLOGIES, INC.**

Signature:	<u>Walter Straub</u>
Typed Name:	<u>Walter Straub</u>
Title:	<u>Chief Executive Officer</u>
Address:	<u>50 Technology Drive</u>
	<u>Irvine, CA 92618</u>

Date: August 15, 2000